

SENATE BILL 2095

By Dickerson

AN ACT to amend Tennessee Code Annotated, Title 53,
relative to prescription of buprenorphine.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 53-11-311(c), is amended by
deleting the subsection in its entirety and substituting instead the following:

(c)

(1) Notwithstanding any other provision of this title, except as otherwise
provided in subdivision (c)(2), a physician licensed under title 63, chapter 6 or 9,
is the only healthcare provider authorized to prescribe any buprenorphine
product for any federal food and drug administration approved use in recovery or
medication-assisted treatment.

(2) Healthcare providers not licensed pursuant to title 63, chapter 6 or 9,
and who are otherwise permitted to prescribe Schedule II or III drugs under this
title, are prohibited from prescribing any buprenorphine product for treatment of
opioid use disorder unless the provider:

(A) Has been licensed and has practiced as a family, adult, or
psychiatric nurse practitioner or physician assistant in this state for at
least three (3) years;

(B) Has had no limitations or conditions imposed on the
practitioner's licensure within the prior three (3) years by the board of
nursing or the committee on physician assistants;

(C) Is employed by a federally qualified health center (FQHC), as defined in § 63-10-601, that employs one (1) or more physicians and has adopted clinical protocols for medication-assisted treatment;

(D) Works under the supervision of a physician who holds a waiver registration from the federal drug enforcement agency that authorizes the physician to prescribe buprenorphine products and is employed on at least a half-time basis by the same FQHC that employs the provider;

(E) Obtains a waiver registration from the federal drug enforcement agency that authorizes the practitioner to prescribe buprenorphine products under federal law; and

(F) Prescribes only to patients who are treated at the FQHC that employs the provider.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it.